S.B. Civil Writ Petition No. 5584/2004

Date of order : 24/1/2005

HON'BLE MR.R.P. VYAS,J.

Mr. Rakesh Arora, for the petitioner

Heard learned counsel for the petitioner.

The petitioner has filed the instant writ petition stating, inter alia, that he is working on the post of Class IV employee with the Respondent – Department but he has not been paid regular pay-scale of class IV employee though he has completed three years' service as daily wage employee, whereas a number of similarly situated employees have been given regular pay-scale.

Learned counsel for the petitioner submitted that the petitioner has made a representation to the Respondent – Authority for extending same benefit of the regular pay-scale to him, but no attention was paid to his representation and the same is pending before the Respondent-Authority till today.

In alternative, learned counsel for the petitioner also submitted that Respondent-Authority may be directed to consider the representation of the petitioner as early as possible.

After perusal of the entire record and hearing the learned counsel for the petitioner, in the interest of justice, I deem it just and proper to direct the Respondent-Authority to consider the representation of the petitioner.

The petitioner is at liberty to file a representation before the concerned authority within a period of 15 days. If such representation is filed by the petitioner, the Respondent-Authority shall decide the same within a period of two months from the date of receipt of the said representation and pass a reasoned and speaking order, strictly in accordance with the law.

With these observations, the writ petition stands disposed of. No order as to cost.

(R.P. VYAS),J.

Rm/